THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.1932 of 2007

Between:

Kommu Venkata Madhusudhana Rao. ..
PETITIONER

and

The Principal Secretary to Government and others.
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RESPONDENTS

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ORDER:

Heard the learned counsel appearing for the petitioner

as well as the learned counsel appearing for the respondents.

It is the case of the petitioner that he is the owner and possessor of the land to an extent of Ac.0-04 gts. in Sy.No.283 of Manuguru village, Manuguru Mandal, Khammam District. The said land was purchased by him under sale deed, dated 22-08-1962, and he has been in continuous possession and enjoyment of the same.

It is stated that L.T.R.Case No.255/87/MGR, which is filed against the petitioner for taking possession of the said land, has been dismissed by the 3rd respondent, through order, dated 27-11-1992, stating that purchase of the said land by the petitioner was not in violation of provisions of Land Transfer Regulation 1 of 1959 read with Regulation 1 of 1970.

Aggrieved by the same, the 5th to 8th respondents preferred C.M.A.No.88 of 2003 before the 2nd respondent, after lapse of eleven years. The 2nd respondent through order, dated 18-11-2006, allowed the appeal setting aside the order of the 3rd respondent in L.T.R.Case No.255/87/MGR, dated 27-11-1992.

Aggrieved by the same, the petitioner filed revision along with stay application on 27-12-2006 before the 1st respondent and the same are pending. It is further contended that even before disposal of the revision, the concerned authorities are making attempts to evict the petitioner from the land in question.

As the revision is pending before the 1st respondent, without expressing any opinion on the merits of the case, I am

of the opinion that it is just and proper to protect possession of the petitioner, pending disposal of the revision.

The writ petition is, accordingly, disposed of directing the 1st respondent to consider and dispose of the revision, as expeditiously as possible, in accordance with law, after giving reasonable opportunity to all the concerned. Pending disposal of the revision, the petitioner shall not be evicted from the land in question. There shall be no order as to costs.

05-02-2007

Note:
Issue C.C. in three days
(B/o)
Prv